HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 9049 of 2002

Dated 11.07.2007

Between:

V.Malla Reddy.

...Petitioner

and

The Superintending Engineer and others.

...Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 9049 2002

O R D E R:

The first respondent issued a tender notification, dated 07.03.2002, inviting tenders for 14 items of work under the Prime Minister's Grameena Sadak Yojana programme. The process included technical and price bids. The petitioner submitted his tender for item No.2. The technical bids were opened on 30.04.2002 and the price bids on 01.05.2002. The petitioner was found to have not qualified at the technical bid stage. Therefore, his price bid was not opened and he challenges the action of the respondents.

The respondents filed a counter affidavit, stating that on verification of the documents filed along with the tender, the petitioner was found not qualified at the technical bid stage and therefore, it was rejected. Certain other reasons were also furnished, in detail.

Heard the learned counsel for the petitioner and the learned Government Pleader for Panchayat Raj.

This Court would have considered the feasibility of examining the contentions advanced on behalf of the petitioner, on the one hand, and the respondents, on the other, had the cause of action subsisted. The work was to be completed in a specified period. However, this Court

observed that the award of contract shall be subject to the result of the writ petition. At this length of time, no useful purpose would be served, even if the contention of the petitioner is accepted.

Hence, the writ petition is dismissed as infructuous. There shall be no order as to costs.

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11.07.2007

JSU